G R S 58]

Adm 5/9/16

Previous references
Adm 48-15 & 10th & March 1916

File No 48-15

1916.

(Municipal)

Serial Nos 13 & 14

Later references

Pay since
5
28(4)32

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 13 & 14

Part B for Aug 1916

SUBJECT.

Amendment to bye law no 12 of the municipal bye laws for regulating the disposal of the dead in the Bangalore city, so as to remove the existing restrictions imposed upon the performance pomp and which may be required by any religious usage.

To the President of the Bangalore city municipal Council

No. 6645 & 1916

Sanctions the proposed amendment and calls for 2 dozen copies of the sanctioned amendment in English and 5 in Canarese for reference in the Secretariat.

W D 1251—GFB—50,000—15-12-15

Rk Dasara
5/9/16

G R S 11] 1915-16

GENERAL AND REVENUE SECRETARIAT

(Rural)

NOTES

File No 4815

FILE HEADING

Rules and Bye-laws of the Bangalore and Civil Stations under the Municipal Regulation

From

The President, Bangalore ag Rural Council

No 878 Dated 15 6 16 Received 22 6.16

Diary No 4526	Enclos 5 Spare Copies	Serial No 13

BRIEF ABSTRACT OF LETTER

Submits for sanction an amendment to bye-law No. 12 of the bye-laws for regulating the disposal of the dead in the Bangalore ag so as to remove the restrictions imposed upon the performance of any act which may be required by the religious usages of any community and to fix a fee of 2 annas per square foot of land in lieu thereof with a view to prevent the indiscriminate erection of structures in burial and burning grounds in the C/

NOTES AND ORDERS

The draft amendment as published in the Mysore Gazette was further amended and unanimously approved by the Rural Council in performance of the objections received from

NOTES—First Sheet

4502
4521

G R S 12]

General and Revenue Secretariat | Jud File No. 48 of 1915.

Serial No	
	Mohamedan Community of the City
	2 The President states the amendment as approved by the Municipal Council is a just one and may be sanctioned
24	3 Draft sanctioning the proposed ~~draft~~ amendment to be submitted for approval. The amendment provides reasonable facilities in that it allows the erection of monuments of reasonable specified dimensions free of charge and without any previous permission
	The draft may be approved —
	4 The perusal of the objections filed by the Mohamedan Community is solicited —
	5 There are 2 Mohamedan gentlemen on the Municipal Council — & the resolns as stated by them have been passed unanimously. —
1329 / 10.7.16	Second Member — 10/7/16
	6 Approved. To return the papers to the Dy Sub
2892 / 13.7.16	12/7/16

VOTE—Contn sheet.

GPB—70,000—17 12-15

G R S 12]

General and Revenue Secretariat | Mcml File No. 48 of 1915-16

Serial No	
	Draft approved by dSecan.
	15/7/16 — 17/7/16 — 9 Jeffreys 17/7-16
14.	C. S. D. No. 6458, 19-7-16 to the President, Bangalore etc and d. Sanctions the proposed amendment and calls for a dozen copies of the sanctioned amendment in English and 5 in Kannada for reference in the Sett

NOTE—Contn sheet

GPB—70,000—17 12 16

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B M 109]

No 378 Enc. 1 copy of resolution
1 copy of notice
3 copies of pictures

OFFICE OF THE PRESIDENT,
MUNICIPAL COUNCIL,
BANGALORE CITY, DATED 15-6- 1916
17

D 4520
Mul 48-15-12

FROM

DEWAN BAHADUR RAJA SABHA BHUSHANA
K P PUTTANNA CHETTY, ESQ,
Honorary President, Municipal Council,
Bangalore City

To

The Secretary to the Government of
His Highness the Maharaja of Mysore,
~~Home~~ *Revenue Department,*
Bangalore

SIR

With reference to your letter No 6479/M1 48-15-12 dated the 4th March 1916, calling for the submission of the amendment to bye-law No 12 of the City Bye-laws, regulating the disposal of the dead, after complying with the procedure prescribed in Section 48 (2) of the Municipal Regulation, I have the honor to state that the draft amendment was duly published in the Mysore Gazette under notice dated 15th March 1916, calling for objections or suggestions within one month from the date of publication of the Notice

2 The only objections received were from the Mahomedan Community and they were placed before the Municipal Council at their meeting of the 5th June 1916 There was a protracted discussion, and copy of the unanimous resolution passed on the subject as well as the notice and the objections received are herewith submitted for the information and orders of Government

3 I might perhaps explain that the amendment proposed in the Municipal Council's resolution of 4th Dec 1915 was merely a reversion into the

191

From

To

Dated

Despatched

Received

General No.

No.

Enclosure No.

the terms of the Bye-laws existent since 1st July 1906 in this respect The sense of the Council Meeting of 5th June 1916 however was that no restrictions should be imposed on the performance of any act which might be enjoined by the religious usages of any community while save as provided in the above the indiscriminate erection of structures in burial and burning grounds should be discouraged by the imposition of a license fee I am of opinion that the decision of the Municipal Council is a just one and solicit the favour of early orders of Government

I have the honor to be,

Sir,

Your most obedient servant,

For Honorary President

C R G

Encl to Mud 4815-13.

BANGALORE CITY MUNICIPALITY.

XVII.

Proceedings of an ordinary general meeting of the City Municipal Council, Bangalore, held at the Office premises at 7-30 A M on Monday the 5th June 1916

P r e s e n t

Dewan Bahadur Rajasabhabhushana
F P Puttanna Chetty, Esquire

R Subba Rao, Esquire, M B C M , &c

F Fernandez, Esquire, L R C P & S &c ,

Revd D A Rees

C V Narasimhiengar, Esq , B A , B L ,

D B. Ramachandra Mudaliar, Esq ,

M Basavayya, Esq , B A , B L

B K Garuda Char, Esq

D V Gundappa, Esq

M Ramachandra Rao Sindhe, Esq

G Siddaveerappa, Esq

N Surapna, Esquire

R.V Ramaswami Chetty, Esq , B A ,

B Usman Khan, Esquire

A Subbiah, Esq , B A

A Abbas Khan, Esquire

H Ramayya, Esquire

S Venkatarama Iyer, Esq , B A ,

M K Krishna Murthi Rao, Esq

S Venkataranqiengar, Esq

A b s e n t

Father P.M Briand

D Adeppa, Esq.

B Chinnaswami Chetty, Esq

D Venkataramayya, Esq , B A ,

3. Draft amendment to byelaw No. 12 of the Bye-laws for regulating the disposal of the dead

Also objections received from the Mahomedan Community in the matter

The proposed amended bye-law No 12 of the Bye-laws for regulating the disposal of the dead stood as follows -

"No person shall put up, build, erect or cause to be put up, built or erected any stone, monument, tombstone, shrine, building or enclosure whether of wood, bricks, stone or any other material, in any public burial or burning ground without the written sanction of the President After approval, a fee of annas eight per square foot or part of a square foot of land required for erecting a monument, tombstone, shrine or enclosure in any Municipal burial ground, will be payable "

Revd D A Rees proposed a further amendment as follows -

"In all Municipal burial and burning grounds, each community may erect free of charge over the grave area measuring 7 feet by 4 feet, any cross, stone, Gori, Brindaban, Samadi or tomb, required by the religious usages of that community Save as provided in the above, no person shall put up, build, erect or cause to be put up, built or erected any monument, shrine, building or enclosure whether of wood, bricks, stone or any other material without the written sanction of the President, which may be accorded on payment of annas eight per square foot or part of a square foot of land required for any of the structures specified herein viz monument, shrine, building or enclosure "

Mr C V Narasimhiengar seconded the amendment

Resolution.- Passed (unanimously)

Sd/- K P Puttanna Chetty,
Honorary President

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* C O P Y *

For Hon. President.

C.R.G.

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Ref to Mul 48-15-13

BANGALORE CITY MUNICIPALITY

Notice No 2554, *dated* 15*th March* 1916

The Municipal Council Bangalore City, having, at their Meeting held on the 4th December 1915, approved of an amendment to Bye law No (12) of the Bye laws for regulating the disposal of the dead sanctioned by Government in their Proceedings No 1135—Mi 69-14 27, dated the 9th August 1915, the following revised draft Bye-law is published for the information of the public

Amendment(12) No person shall put up, build, erect or cause to be put up, built or erected any cross, stone, monument, tombstone, shrine, building or enclosure whether of wood, bricks, stone or any other material in any public burial or burning ground, without the written sanction of the President After approval, *a fee of 8 annas per square foot or part of a square foot of land, required for erecting a monument, tombstone, shrine or enclosure in any Municipal burial ground, will be payable*

The amendment is printed in Italics

Objections or suggestions in respect thereof received in writing within one month from the date of publication of this notice will be considered by the Council

K P Puttanna Chetty,
Honorary President

" Copy "

For President.

Rec'd Mcl 48+15-13

Letter dated 14th April 1916, from Mr. Bakshi Mahomed Alli Khan, President and Jagirdar, Bangalore, to the Honorary President, City Municipal Council, Bangalore.

Subject- License and fees for tombstones etc

" I have the honor to forward herewith for your information, a copy of the Proceedings of the Meeting of the Mahammadans of the City, held on 9-4-1916 and request that you will be pleased to cancel the resolution of the Council passed on 15-3-1916 regarding the above "

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* C O P Y *

For Honorary President

C R G

Proceedings of the Meeting of the Mohamadans of the Bangalore City held at Mootavalli Mohamad Imam's house at 5 P.M., on 9th April 1916.

Chairman, Mr Mohamad Alikhan.

Subject.

The license and levy of fees for the erection of tomb stones etc as per notice No.2254 dated 15th March 1916 by the Honorary President, City Municipal Council.

Attendance.

In spite of the shower of rain the upper hall of the building was over crowded by Mohamedans representing the different Mohallas of the city and extensions.

1. Mr. Yejman Mohamad Budan Saheb of Jally Mohalla gave a brief history of the various private Makans (burial grounds) which were existing in the old times, showing in clear terms how the present burial ground situated on the Mysore road was given in liew of the previous ones together with Rs 8000/- being the compensation amount spent in the old burial ground by the Mohamadan Community (vide Govt Proceedings No dated Octr., 1896.) and moved that the Municipality be requested to cancel its orders in the notice preferred to above, as it is abhorrent to the feelings of the Mohammadan community in general and is also opposed to in great many respects to religious and other feelings of the said community.

2. Messrs Mohamad Ghouse Khan Saheb, retired Police Inspector and Abdul Khudoos seconded the above resolution At this stage the Meeting regretted to record the reticience of both the nominated mohamedan councillors in the matter, when this done their duty of explaining this inconvenience and harashipness of their coreligionists the Council would not have encroached upon to wound the religious feelings of so many Loyal Mohamadan subjects of H.H the Maharaja of Mysore.

3 Mr Abdul Salam Meccai made a lengthy and eloquent speech in which he proved that the present Mohamadan burial ground and its buildings on the Mysore road are the sole properties of the Mohamadan communities and the measures intended to be adopted by

(11

by the President are quite arbitarary He further informed the audience that no such license and fees are levied in Mohamada n burial grounds by any Municipality either in British India or in any native state. The pre-ent rules when adopted will not only wound the feelings of the educated Mohamadans but will create dissa tisfaction and stimulate unpleasantness in the minds of illiterate Mohamadan public of the Province in general and the City in particular After a great deal of discussion about the attitude of the Hon President of the City Municipal Council on many a religious occasion towards the religious feelings of the Mohamadan community, it was unanimously resolved that the President be requested to cancel the proposed license and levy of fees etc, referred to above, and allow the existing practice to continue quite undisturbed

4 It was also further resolved that a copy of this Proceedings be forwarded to the Deputy Commissioner, Bangalore for favour of information and to take the needful steps to remove the above mentioned haraship in the burial grounds of the city as District Mujroy Officer

After a vote of thanks to the chairman, the meeting dissolved at 6-45 P M

Sd Bakshi Mohamad Ali Khan
President

" C O P Y "

For Honorary President

B. Abdul Razzack Sheriff,
Sar Khazi

Sar Khazi's Mosque, Sultanpet,
Bangalore City, 15th April 1916

My dear Sir,

E to Mu 68-15-13

Your notice No.2254 dated 15th March 1916 regarding the taking of licemse and paying fee of annas 8/- per sq feet of land in the Mohamadan burial grounds of the city has caused great sensation among the local Mohamadans who have been coming to me frequently and requesting me as their Khazi to take prompt steps by informing you their grievances in the matter and to remove the unnecessary above restrictions In my opinion also the Municipality has no hold whatever on the burial grounds (old and new) situated on the Mysore road This spirit among them has been increasing day by day and I am atlast obliged tc bring this matter to you by means of this letter and request you to cancel the resolution of the Board I dont think the Mohamdan Councillors were wise enough to vote for the said resolution and if they have done so, it is quite contrary to our religion and the present Government Policy I shall feel much obliged if you will be so good as to drop a line in reply to this letter to enable me to inform my men about its result

Thanking you in aniticipation,

I am yours faithfully,
Sd B Abdur Razzack Sheriff,
Sar Khazi,
Bangalore.

To

The Vice President,
City Municipal Council,
B a n g a l o r e

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* C O P Y *

For Honorary President

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Encl to Mel 4815-13

Letter dated 28th April 1916, from the Secretary, Mahammadan Traders' Association, City Market, Bangalore, to the Honorary President City Municipal Council, Bangalore

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I have the honor to forward herewith a copy of the Proceedings of a Public Meeting of the Mahammadan Traders Association held on Market square on 24th April 1916 for your kind perusal and favour of submission before the ensuing monthly meeting of the Council for favourable consideration For which I shall ever be thankful "

- --------

* C O P Y *

For Honorary President

C R G

Encl to Mul 48-15-13

Copy of the Proceedings of a Public Meeting held under the auspices of the Mohamedan Traders' Association, Bangalore City, at Market Square on the 24th April 1916 at 8 p.m.

Chairman—Mr B Abdur Rahmon B A

Subject—Bye laws regulating the disposal of the dead within the Municipal limits of the City of Bangalore

Attendance.—The Square was overfull of Mussalmans of different callings representing all the different Divisions of the city of Bangalore

Mr Mowlvi Zinulabadin Meccai, the Head-Master of the Government Hindustani School, City, read selected passages from the Holy Koran, the whole audience standing

Proceedings

The Chairman in his opening speech informed the audience the object of the meeting ard its importance in a few eloquent and selected words

I PROPOSITION

The Mohamedan burial grounds in Bangalore City to be excluded from the Bye-laws regulating the disposal of the dead within the Municipal limits of the City as their control is in the hands of the community

Mi Jalal Rasheed proposing this proposition in a thrilling and interesting speech said that the Mohamedan cemetries in the city of Bangalore may be excluded from the Bye-laws regulating the disposal of the dead, as the control of these cemetries is in the hands of the community since they were granted by Ahmed Shah Bahamini Kanakana, the then ruler of Karnatic at Bangalore about the year 1420 A D He pointed out the sanctity of the burial ceremonies among Mohamedans and also how it forms the part and parcel of the Mohamedan religion He explained on good authority that the burial grounds and mosques being the Wakfs or gifts cannot be interfered with even by the donors or their successors He continued that from the time immemorial till now no Government interfered in its management, so he prayed that the Hon President of the City Municipality may be approached to exclude the Mohamedan Cemetries from the above Bye-law, which causes not only great inconvenience to the Mohamedan public but also deviates from its original purpose

Mr Zakria Sait in seconding the above proposition said that the Mohamedan Cemetries cannot on any account be given under the control or management of any other body than the community as they are treated as sacred places by the Mohamedans

Mr M Abdul Jabbar, the Secretary of the Association supporting the above proposition said that the City Municipality or Government have nothing to do with our burial grounds situated in the city as they were given *in lieu* of our several own old burial grounds so far back as 1841 A D , and the amount of Rs 8 000 paid by the Government spent thereon was compensation amount for the several improvements done by the Mohamedan public to the old Cemetry at Chamarajpet ' arried unanimously

II PROPOSITION

The Municipal Council, in future, before passing any resolution or Bye-law affecting the feelings or interests of the people must consult them and ascertain their views

G.R[S] 28]

Re Amendment to Bye-laws No 12 of the Bye-laws ~~made~~ regulating the disposal of the dead in the Bang[alore] City

116

File No 48-15
Serial No 14

Diary No of letter replied to 4520

Proceedings of the Government of His Highness the Maharaja of Mysore

GENERAL AND REVENUE SECRETARIAT
(Rel)

, the 191

READ—

Letter No. 378 dated the 15th June 1916 from the President of the Bangalore City Municipal Council suggesting an amendment to bye-law No 12 of the Bye-laws regulating the disposal of the dead in the city and the matter of the recovery of a fee for the erecte-

over

Date of issue

Signed by Mr. B Subba Rau

ORDER THEREON—No.

SUBJECT

GPB—50 000—1 12 17

off monumentation the Burial or burning Grounds.

The existing Bye-laws

No person shall put up, build, erect or cause to be put up, built or erected any cross, Stone monument, tombstone, shrine, building or enclosure whether of wood, bricks, stone or any other material, in any public burial or burning ground, without the written sanction of the President. After approval, a fee of Rs 10/- will be payable for putting up a simple cross or stone and Rs 5/- per square foot for the erection of any other structure above mentioned.

Proposed amendment

In all municipal and burning grounds, each Community may erect, free of charge, over the grave area measuring 7 feet by 4 feet, any cross, stone, pori, Brindaban, Samadhi or tomb, required by the religious usages of that Community. Save as provided in the above, no person shall put up, build, erect or cause to be put up, built or erected any monument, shrine, building or enclosure whether of wood, bricks, stone or any other material without the written sanction of the President, which may be accorded on payment of annas eight per square foot or part of a square foot of land required for any of the structures specified herein, viz monument, shrine, building or enclosure

Order

Rel 48-15 Contd

37

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G R S 27]

GENERAL AND REVENUE SECRETARIAT

(Continuation sheet draft form.)

order No 645

Rel 48-15-14

9/19/16

the proposed

is sanctioned.

2. The President is requested to cause the amendment to be printed a dozen copies of the Hindustani in English and 5 in Kannada sent to this office for record

12/7/16

12/7/16

Rev Secy

15.7.16

Do.

The President, Bangalore

&c &c &c

12/7/16

18a

BANGALORE CITY MUNICIPALITY

Notice dated the 12th August 1916

It is hereby notified that Government having in their Proceedings No 645—MI 48 15 14, dated the 19th July 1916 sanctioned the amendment to Bye-law No 12 of the Bye laws regulating the disposal of the dead in the Bangalore City, in the matter of recovering a fee for the erection of monuments, etc, in the Municipal burial or burning grounds of the City, the same is published for the information of the public This will come into force from the date of this notice

The amended bye law No 12 runs as follows —

In all Municipal burial and burning grounds, each community may erect, free of charge, over the grave area measuring 7 ft by 4 ft, any cross stone, gori, brindavan, samadhi or tomb, required by the religious usages, of that community Save as provided in the above, no person shall put up, build, erect or cause to be put up, built or erected any monument, shrine, building or enclosure whether of wood, bricks, stone or any other material without the written sanction of the President, which may be accorded on payment of annas eight per square foot or part of a square foot of land required for any of the structures specified herein, *viz*, monument, shrine, building or enclosure.

K P PUTTANNA CHETTY,
Honorary President

Genl & Rev Secretariat (19
Dated Bangalore 20th July 1916

No 668 -
mk

From The Secy Board of Admr the Municipality of
Bangalore, Rev Deptt

To The President, Bangalore city Mal Council.

Sir,

I am directed to forward herewith copy of G.O No 645 Mal 48-15-14 dated 19/6/16 sanctioning my amendment to Bye-law 1 of the Bye-laws regulating the disposal of the dead in the Bangalore city.

I have &c

Jr Secy Board
Rev Deptt